CLASSIFICATION OFFICE DECISION

Title of publication:	DSC00323.jpg
Other known title(s):	Not stated
OFLC ref:	1100175.008
Medium:	Computer Image File
Publisher:	Not stated
Country of origin:	New Zealand
Language:	Not applicable
Applicant:	The District Court at Auckland
Classification:	Objectionable.
Descriptive note:	None
Display conditions:	None
Date of entry in Register:	15 April 2011
Date of direction to issue a label:	No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file is deemed objectionable because it promotes and supports the exploitation of children for sexual purposes.

The file is a surreptitious photograph of sleeping young girl, focussing on her genital area and buttocks. It is therefore a visual record of the sexual exploitation of a child. The photograph encourages a sexual interest in children and invites viewers to regard young girls as sexually available.

The classification of this publication interferes with the right to freedom of expression set out in the New Zealand Bill of Rights Act 1990. However, this is an outcome that is consistent with Parliament's intention and is a reasonable limitation on the freedom of expression. The classification reflects the concern of a free and democratic society to protect its young and vulnerable members from sexual exploitation.